

IFW AF 1644

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW.

BY [Signature] Date: 8/11/04

MAIL STOP AF



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:
Jürgen Eck, *et al.*

Conf. No.:	3271	:	Group Art Unit:	1644
Appln. No.:	09/347,064	:	Examiner:	Gerald R. Ewoldt
Filing Date:	July 02, 1999	:	Attorney Docket No.:	9282-5 (B 3521 US)
Title:	Nucleic Acids Encoding Fusion Proteins Based on Ribosome-Inactivating Proteins of the Mistletoe <i>Viscum Album</i>			

NOTICE OF APPEAL FROM PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Decision dated March 11, 2004, Part of Paper No./Mail Date 304, of the Primary Examiner finally rejecting claims 1-27, 29, 33-37, and 47-49.

The items checked below are appropriate:

- ☐ A Petition for Extension of Time with extension fee for month(s) to to respond to the final rejection was filed on .
- ☒ A Petition for Extension of Time for two months to file the Notice of Appeal and the requisite extension fee in the amount of \$ 210.00 are enclosed.
- ☐ Notice of Appeal fee is enclosed (if applicable)
 - ☒ \$165.00 - Small Entity has been previously established in this case.
 - ☐ \$330.00.
 - ☐ Not required (fee paid in prior appeal).
- ☐ An oral hearing before the Board of Appeals is respectfully requested. Requisite fee is enclosed.
 - ☐ \$145.00 - Small Entity has been previously established in this case.
 - ☐ \$290.00.
- ☒ Our firm's check in the amount of \$165.00 is enclosed.

08/16/2004 HRL111 00000046 09347064 165.00 OP 01 FC:2401

- [X] The Commissioner is hereby authorized to charge and/or credit Deposit Account No. 50-1017 (Billing No. 209282.0005) for any overpayments or deficiencies in the above-calculated fee. A duplicate copy of this notice is enclosed.

Respectfully submitted,

JÜRGEN ECK, *et al.*

11 August 2009
(Date)

By:

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